

FIRST REGULAR SESSION

# SENATE BILL NO. 501

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR KOSTER.

Read 1st time February 13, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2112S.011

## AN ACT

To amend chapter 142, RSMo, by adding thereto one new section relating to motor fuel tax exemptions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 142, RSMo, is amended by adding thereto one new  
2 section, to be known as section 142.817, to read as follows:

142.817. 1. Motor fuel that is sold to and is used to operate a  
2 public mass transportation facility by an interstate transportation  
3 authority, a city transit authority, or a city utilities board as such  
4 terms are defined in section 94.600, RSMo, a city, or a not-for-profit  
5 corporation providing transportation services to transportation  
6 disadvantaged citizens pursuant to state and federal grants, is exempt  
7 from the fuel tax imposed by this chapter.

8 2. The department shall promulgate rules to implement the  
9 provisions of this section. Any rule or portion of a rule, as that term is  
10 defined in section 536.010, RSMo, that is created under the authority  
11 delegated in this section shall become effective only if it complies with  
12 and is subject to all of the provisions of chapter 536, RSMo, and, if  
13 applicable, section 536.028, RSMo. This section and chapter 536, RSMo,  
14 are nonseverable and if any of the powers vested with the general  
15 assembly under chapter 536, RSMo, to review, to delay the effective  
16 date, or to disapprove and annul a rule are subsequently held  
17 unconstitutional, then the grant of rulemaking authority and any rule  
18 proposed or adopted after August 28, 2007, shall be invalid and void.

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